

3) Diabetes; (Formula No. 4) Kidney and bladder troubles, rheumatism, arthritis, internal pains, nervousness, sleeplessness, backache, swelling of ankles, puffiness under the eyes, loss of energy, loss of appetite, and lowered resistance against disease; (Formula No. 5) Bronchitis, sore throat, fever, and for preventing colds; (Formula No. 6) Rheumatism, gout, arthritis, neuritis, sciatica, lumbago, and muscular chill; (Formula No. 7) Nervousness, sleeplessness, weakened nerves, dizziness, heart trouble, palpitations of the heart, and breathlessness; (Formula No. 8) Obesity and overweight troubles; and (Formula No. 9) Impaired circulation of the blood, impure skin, impaired metabolism, and impaired health.

DISPOSITION: 2-23-55. Default—destruction.

4780. Various drugs. (F. D. C. No. 37710. S. Nos. 9-163/71 M.)

QUANTITY: 1 2,200-tablet bag and 21 100-tablet btls. of *Formula No. 247*, 46 100-tablet btls. of *Formula No. 125*, 41 100-tablet btls. of *Formula No. 162*, 42 100-tablet btls. of *Formula No. 9*, 32 100-tablet btls. of *Formula No. 84*, 15 100-tablet btls. of *Formula No. 262*, 13 100-tablet btls. of *Formula No. 75*, 52 10-oz. btls. of *Formula No. 275*, and 108 6-oz. btls. of *Scalp-Aid*, at Los Angeles, Calif., in the possession of Science Associates.

SHIPPED: Between 9-16-54 and 1-5-55, from Quitman, Ark., and Detroit, Mich.

LABEL IN PART: (Bag) "Gland-Food Tablets No. 247";

(btl.) "Dr. Nature' Brand Health Products Formula No. 247 100 Tablets Gland-O-Tone Tablets \* \* \* Ingredients: Sarsaparilla, Muira Puama, Damiana, Gentian, Hawthorne, Valerina, Boneset, Excipients [or "Formula No. 125 100 tablets Liver-Aid Tablets An deobstruent and tonic to the Liver \* \* \* Ingredients: Agrimony, Oak, Uva Ursi, Mandrake, Gentian, Chicory, Poplar, Fennel, Excipients," "Formula No. 162 100 Tablets Kidney-Aid Tablets A Diuretic and Tonic to the Kidneys and Bladder \* \* \* Ingredients: Juniper, Broom, Clevers, Nettle, Poplar, W. Pine, Bladderwrack, Plantain, Excipients," "Formula No. 9 100 Tablets Arthru Tablets Vegetable Anodyne and Tonic in Arthritic disorders \* \* \* Ingredients: Ava Kava, Birch, Papaya, Nettle, Quassia, W. Yam, Willow, Poplar, Excipients," "Formula No. 84 100-Tablets Nerv-O-Tone Tablets \* \* \* Ingredients: Valerian, Vervain, Cinchona, Hops, Squills, Mistletoe, Cola, Mint, Dill, Excipients," "Formula No. 262 100 Tablets General Tonic Tablets \* \* \* Ingredients: Saccharum O, Corn and Wheat Protein, Extract Molderlin, Excipients," "Formula No. 75 100 Tablets Lank-&-Lean Tablets \* \* \* Ingredients: Sassafras, Bladderwrack, Nettle, Burdock, Fennel, Cleavers, Yell. Dock, White Ash, Excipients," "Formula No. 275 10 Fluid Ozs. General Tonic Syrup \* \* \* Ingredients: Herbal Extracts of Medicago Sativa, Alfalfa, Lespedeza, Buffalo Herb, Luzerne, Prairie Herb, Saccharum O," and "Rx-2 Scalp-Aid \* \* \* Active Ingredients: Saponated Creosols, Acacacia [sic], Linseed, Bay and other Aromatic Oils. Contents 6 Oz. Less than 2% Alcohol"]."

ACCOMPANYING LABELING: Booklets entitled "New Health Products \* \* \* Catalog."

RESULTS OF INVESTIGATION: The articles in the bottles, after their shipment in interstate commerce, were relabeled by the consignee. The booklets were printed locally for the consignee.

LIBELED: On or about 3-17-55, S. Dist. Calif.

CHARGE: 502 (a)—the labeling of the articles while held for sale contained the following false and misleading representations:

1. That the *Formula No. 247* was effective to revitalize the system, aid the glands, tissues, and organs to function more efficiently, help replace lost energies, and to supply necessary nutritional materials for normal gland function and balance;

2. That the *Formula No. 125* was effective to deobstruct and tonic the liver and to promote better bile flow, thereby producing a healthy liver which would prevent biliousness, sallow complexion, constipation, dark brown taste, bad breath, and impaired digestion;

3. That the *Formula No. 162* was effective as a diuretic and tonic to the kidneys and bladder, to soothe the bladder preventing getting up nights, to relieve minor irritability of the bladder, and give welcome relief to backache and puffy eyes;

4. That the *Formula No. 9* was effective as an anodyne and tonic in arthritic disorders and was effective to relieve the agonizing pains of rheumatism, neuralgia, lumbago, and neuritis;

5. That the *Formula No. 84* was effective to relieve nerve tensions, make the nerves stronger, the mind clearer, fresher, and more calm, promote healthful sleep, rest, and relaxation, restore "vim and vigor," and help one relax and accomplish more;

6. That the *Formula No. 262* was effective as a general tonic and useful as an aid in restoring and maintaining the kind of health that makes life worth living, and that it was an aid in all rundown and convalescent conditions, loss of strength, lowered vitality, sluggish blood, faulty assimilation, excess gas, fermentation, and anemia;

7. That the *Formula No. 75* was effective in treating obesity;

8. That the *Formula No. 275* was effective as a general tonic, a marvelous blood builder, and was valuable in rundown, convalescent conditions, poor circulation, nonassimilation of foods, chronic tiredness, impure blood, gas from stomach and bowels, and to help in cleansing the blood stream;

9. That the *Scalp-Aid* was an adequate and effective treatment for falling hair, itching scalp, dandruff, drab lifeless hair, and to stop most scalp troubles.

DISPOSITION: 4-7-55. Default—destruction.

## INDEX TO NOTICES OF JUDGMENT D. D. N. J. NOS. 4761 TO 4780

### PRODUCTS

	N. J. No.		N. J. No.
Alfalfa tablets and alfalfa seed_____	4768	Arthru tablets_____	4780
Altepose tablets_____	4761	Ascoramide tablets_____	4763
Amphetamine phosphate racemic, thyroid, atropine sulfate, and phenobarbital; gray, white, and pink tablets containing, among other ingredients_____	4762	Aspirin-phenobarbital tablets_____	4773
Anterior pituitary extract_____	4765	Atomotrone (or Vital-Tone) de- vices_____	<sup>1</sup> 4770
Arthritis, remedies for. <i>See</i> Rheumatism, remedies for.		B-amino-complex tablets_____	<sup>2</sup> 4764
		Bursitis, remedies for. <i>See</i> Rheumatism, remedies for.	
		C-Tone_____	<sup>1</sup> 4775
		Capon Springs water_____	<sup>2</sup> 4778

<sup>1</sup> (4770, 4775) Seizure contested.

<sup>2</sup> (4764) Injunction issued.

<sup>3</sup> (4778) Seizure contested. Contains opinions of the courts.

	N. J. No.		N. J. No.
Chocolated Cokozole.....	4776	Obes-Ebb tablets.....	4773
Cokozole, Chocolated.....	4776	Obesity, remedies for.....	4779, 4780
Corpus luteum extract.....	4765	Ovarian extract.....	4765
Deafness, remedy for.....	<sup>2</sup> 4764	Phenobarbital tablets.....	4773
Dental preparation.....	4763	Pit-Ovarin.....	4765
Denta-Serts.....	4763	Pituitary extract, anterior.....	4765
Devices.....	<sup>1</sup> 4770	Rauwolfia serpentina (powder and tablets).....	4774
Diabetes, remedies for.....	<sup>4</sup> 4777, 4779	Rheumatism, remedies for.....	4779, 4780
Diaplex.....	<sup>4</sup> 4777	Rosebuds.....	4772
Diuretic.....	4780	Scalp-Aid.....	4780
Elemin vitamin and mineral tablets.....	4766, 4767	Sciatica, remedies for. <i>See</i> Rheumatism, remedies for.	
Ergot of rye.....	4771	Serpentina, Rauwolfia (powder and tablets).....	4774
Feosol tablets.....	4761	Steclin capsules.....	4761
General Tonic syrup and tablets..	4780	Suppositories, vaginal.....	4769
Gland-Food tablets.....	4780	Teas, herb, medicinal.....	4779
Gland-O-Tone tablets.....	4780	Vaginal suppositories and vag- inal tablets.....	4769
Hair preparation.....	4780	Vital-Tone (or Atomotrone) de- vices.....	<sup>1</sup> 4770
Kidney-Aid tablets.....	4780	Vitamin preparations.....	<sup>2</sup> 4764, 4766, 4767, <sup>1</sup> 4775, 4776
Lank-&Lean tablets.....	4780	Water, Capon Springs.....	<sup>3</sup> 4778
Liver-Aid tablets.....	4780	Women's disorders, remedies for.....	4765, 4769
Lumbago, remedies for. <i>See</i> Rheumatism, remedies for.			
Medicinal herb teas.....	4779		
Nerv-O-Tone tablets.....	4780		
Neuralgia, remedies for. <i>See</i> Rheumatism, remedies for.			
Neuritis, remedies for. <i>See</i> Rheumatism, remedies for.			

## SHIPPERS, MANUFACTURERS, AND DISTRIBUTORS

	N. J. No.		N. J. No.
Barrows, Joseph:		Economy Buying Service, Inc.	
B-amino-complex tablets.....	<sup>2</sup> 4764	<i>See</i> Kaplan, C. H.	
Barrows Chemical Co., Inc.:		Faulkner, N. M.:	
B-amino-complex tablets.....	<sup>2</sup> 4764	Atomotrone (or Vital-Tone) device.....	<sup>1</sup> 4770
Byrne Products, Inc.:		Ferlin, Mrs. Melba:	
C-Tone.....	<sup>1</sup> 4775	Atomotrone (or Vital-Tone) device.....	<sup>1</sup> 4770
Capon Water Co.:		Francis', Father, Herbs:	
Capon Springs water.....	<sup>2</sup> 4778	medicinal herb teas.....	4779
Cayol Food Center Co.:		G & J Distributors. <i>See</i> Sheeran, J. P.	
alfalfa tablets and alfalfa seed.....	4768		
Clements, B. R.:			
Atomotrone (or Vital-Tone) device.....	<sup>1</sup> 4770		

<sup>1</sup> (4770, 4775) Seizure contested.<sup>2</sup> (4764) Injunction issued.<sup>3</sup> (4778) Seizure contested. Contains opinions of the courts.<sup>4</sup> (4777) Contempt of injunction. Contains findings and order of the court.

**U. S. Department of Health, Education, and Welfare**  
**FOOD AND DRUG ADMINISTRATION**

**NOTICES OF JUDGMENT UNDER THE FEDERAL FOOD,  
 DRUG, AND COSMETIC ACT**

[Given pursuant to section 705 of the Food, Drug, and Cosmetic Act]

4781-4800

**DRUGS AND DEVICES**

The cases reported herewith were instituted in the United States district courts by United States attorneys, acting upon reports submitted by the Department of Health, Education, and Welfare. They involve drugs and devices which were adulterated or misbranded within the meaning of the Act when introduced into and while in interstate commerce, or while held for sale after shipment in interstate commerce. These cases involve (1) seizure proceedings in which decrees of condemnation were entered after default, consent, or trial, or which were dismissed after trial; and (2) criminal proceedings which were terminated upon a plea of guilty. The seizure proceedings are civil actions taken against the *goods* alleged to be in violation, and the criminal proceedings are against the *individual* charged to be responsible for violations.

Published by direction of the Secretary of Health, Education, and Welfare.

GEO. P. LARRICK, *Commissioner of Food and Drugs.*

WASHINGTON, D. C., November 6, 1956.

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Drugs actionable because of failure to bear adequate directions or warning statements.....	223		

\*For omission of, or unsatisfactory, ingredients statements, see Nos. 4787, 4791; failure to bear a label containing the name and place of business of the manufacturer, packer, or distributor, No. 4787.

**SECTIONS OF FEDERAL FOOD, DRUG, AND COSMETIC ACT INVOLVED IN  
VIOLATIONS REPORTED IN D. D. N. J. NOS. 4781-4800**

*Adulteration*, Section 501 (b), the article purported to be and was represented as a drug, the name of which is recognized in an official compendium (United States Pharmacopeia), and its strength differed from the standard set forth in such compendium; Section 501 (c), the article was not subject to the provisions of Section 501 (b), and its strength differed from that which it purported or was represented to possess; Section 501 (d) (2), the article was a drug, and a substance had been substituted wholly or in part therefor.

*Misbranding*, Section 502 (a), the labeling of the article was false and misleading; Section 502 (b) (1), the article was in package form, and it failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor; Section 502 (e) (1), the article was not designated solely by a name recognized in an official compendium, and its label failed to bear the common or usual name of the drug; Section 502 (f) (1), the labeling of the article failed to bear adequate directions for use; Section 502 (f) (2), the labeling of the article failed to bear adequate warnings against use in those pathological conditions or by children where its use may be dangerous to health, or against unsafe dosage or methods or duration of administration or application, in such manner and form, as are necessary for the protection of users; Section 502 (l), the article purported to be and was represented as a drug composed wholly or partly of a kind of penicillin or a derivative thereof, and it was not from a batch with respect to which a certificate or release had been issued pursuant to Section 507; Section 503 (b) (4), the article in one case was subject to Section 503 (b) (1), and its label failed to bear the statement "Caution: Federal law prohibits dispensing without prescription," and in another case the label of the article bore the caution statement as quoted above, but the article was not one to which Section 503 (b) (1) applies.

*New-drug violation*, Section 505 (a), the article was a new drug within the meaning of Section 201 (p), which was introduced into interstate commerce, and an application filed pursuant to Section 505 (b) was not effective with respect to such drug.

**NEW DRUGS SHIPPED WITHOUT EFFECTIVE APPLICATION**

**4781. Mannitrau tablets and Serpenitrite tablets.** (F. D. C. No. 37638. S. Nos. 4-317/8 M.)

**QUANTITY:** 1 34,000-tablet drum and 36 1,000-tablet btl. of *Mannitrau tablets* and 1 28,000-tablet drum of *Serpenitrite tablets* at Rochester, N. Y., in possession of William A. Straub.

**SHIPPED:** 12-7-54 and 12-16-54, from Philadelphia, Pa., by Richlyn Laboratories.

**LABEL IN PART:** (Drum) "Special Formula \* \* \* 'Mannitrau' \* \* \* Each Tablet Contains: Phenobarbital 15 mg. \* \* \* Mannitol Hex. 30 mg. Rauwolfia 50 mg. Rutin 20 mg. Caution: For Manufacturing, Processing or Repacking in the preparation of a new drug limited by Federal law to investigational use. \* \* \* Richlyn Laboratories Philadelphia, Pa."; (btl.) "Mannitrau Mannitol Hexanitrate 30 mg. Rauwolfia Serpentina 50 mg. Rutin 20 mg. Phenobarbital 15 mg. \* \* \* Use only as directed by a physician. Distributed by William A. Straub Rochester 9, New York"; (drum) "Special Formula \* \* \* Each Tablet Contains: Rauwolfia Serpentina Pwd. Root 50 mg. Pwd. Extract Hyoscyamus 15 mg. Sodium Nitrite 50 mg. Pheno-